

U.S. Department of Labor

Office of Administrative Law Judges
50 Fremont Street - Suite 2100
San Francisco, CA 94105

(415) 744-6577
(415) 744-6569 (FAX)



Issue Date: 27 June 2006

CASE NO.: 2005-ERA-00020

In the Matter of:

THOMAS E. WILSON,
Complainant,

vs.

BECHTEL SAIC COMPANY,
Respondent.

Appearances: Billie Garde, Esquire,
For the Claimant

Richard Walker, Esquire,
For the Respondent

Before: Jennifer Gee
Administrative Law Judge

**RECOMMENDED DECISION AND ORDER APPROVING SETTLEMENT
AGREEMENT AND RECOMMENDING DISMISSAL**

This proceeding before the Office of Administrative Law Judges ("OALJ") began on or about June 29, 2005, when the Complainant, Thomas E. Wilson, asked for a hearing before the OALJ about the findings of the Occupational Safety & Health Administration ("OSHA") about a complaint he filed against the Respondent, Bechtel SAIC, under the employee whistleblower protection provision of the Energy Reorganization Act of 1974, 42 U.S.C. § 5851 ("ERA").

On June 27, 2006, I received a settlement agreement signed by all parties. With the Settlement Agreement was a request from the Complainant asking that this case be dismissed with prejudice.

I have carefully reviewed the terms of the Settlement Agreement submitted in this case and find them to be fair, adequate, and reasonable. Thus, I recommend that the Settlement Agreement be APPROVED, and this matter be DISMISSED WITH PREJUDICE.

A

JENNIFER GEE
Administrative Law Judge

NOTICE OF APPEAL RIGHTS:

To appeal, you must file a Petition for Review (“Petition”) that is received by the Administrative Review Board (“Board”) within ten (10) business days of the date of issuance of the administrative law judge’s Recommended Decision and Order. The Board’s address is: Administrative Review Board, U.S. Department of Labor, Room S-4309, 200 Constitution Avenue, NW, Washington, DC 20210. Once an appeal is filed, all inquiries and correspondence should be directed to the Board.

At the time you file your Petition with the Board, you must serve it on all parties to the case as well as the Chief Administrative Law Judge, U.S. Department of Labor, Office of Administrative Law Judges, 800 K Street, NW, Suite 400-North, Washington, DC 20001-8001. *See* 29 C.F.R. § 24.8(a). You must also serve copies of the Petition and briefs on the Assistant Secretary, Occupational Safety and Health Administration and the Associate Solicitor, Division of Fair Labor Standards, U.S. Department of Labor, Washington, DC 20210.

If no Petition is timely filed, the administrative law judge’s recommended decision becomes the final order of the Secretary of Labor. *See* 29 C.F.R. § 24.7(d).